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**Introduced by Senator De León**

February 18, 2011

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An act to amend Section 49452 of the Education Code, relating to pupil health.

LEGISLATIVE COUNSEL'S DIGEST

SB 709, as introduced, De León. Pupil health: sight and hearing tests.

Existing law requires the governing board of any school district to provide for the adequate testing of sight and hearing of each pupil enrolled in the schools of the district by specified persons.

This bill would make technical, nonsubstantive changes to that provision.

Vote: majority. Appropriation: no. Fiscal committee: no.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     SECTION 1. Section 49452 of the Education Code is amended  
2     to read:  
3     49452. The governing board of ~~any~~ *a* school district shall,  
4     subject to Section 49451, provide for the testing of the sight and  
5     hearing of ~~each~~ *a* pupil enrolled in ~~the schools~~ *a school* of the  
6     district. The test shall be adequate in nature and shall be given  
7     only by duly qualified supervisors of health employed by the  
8     district; or by certificated employees of the district or of the county  
9     superintendent of schools who possess the qualifications prescribed  
10    by the Commission for Teacher Preparation and Licensing; or by  
11    contract with an agency duly authorized to perform those services  
12    by the county superintendent of schools of the county in which

1 the district is located, under guidelines established by the State  
2 Board of Education; or accredited schools or colleges of optometry,  
3 osteopathic medicine, or medicine. The records of the tests shall  
4 serve as evidence of the need of the pupils for the educational  
5 facilities provided physically handicapped individuals. The  
6 equipment necessary to conduct the tests may be purchased or  
7 rented by governing boards of school districts. The state, any  
8 agency, or political subdivision thereof may sell or rent any such  
9 equipment owned by it to the governing board of ~~any~~ a school  
10 district upon terms as may be mutually agreeable.